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6 Attorneys for Plaintiff  
7 VIOLETTA ETTARE

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

-3 VIOLETTA ETTARE.

**Plaintiff.**

v.

6 JOSEPH E. BARATTA, an individual, TBIG  
7 FINANCIAL SERVICES, INC., form of business  
8 unknown, WACHOVIA SECURITIES, LLC, a  
Delaware Limited Liability Company, MARK  
WJELAND, an individual, and DOES 1-25.

### Defendants.

CASE NO: C-07-04429-JW (PVT)

**PLAINTIFF'S NOTICE OF MOTION  
MOTION TO REMAND**

Date: November 19, 2007  
Time: 9 a.m.  
Place: Judge Ware's Courtroom  
Courtroom 8, 4th Floor

22 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

23 PLEASE TAKE NOTICE THAT PLAINTIFF VIOLETTA ETTARE will and hereby does  
24 move this Court for an order remanding this action to the Santa Clara County Superior Court,  
25 pursuant to 28 U.S.C. §1447(c). This Motion will be heard on or about November 19, 2007, at 9  
26 a.m., in Courtroom 8 of the United States District Court for the Northern District of California, 280  
27 South First Street, San Jose, CA 95113, or at such other date, time and place as may be set by this  
28 Court, and is supported by Plaintiff's Memorandum of Points & Authorities In Support of Motion

1 to Remand, the Declaration of Christopher Cooke, the entire file of this matter, arguments of  
2 counsel and by such other evidence as may be presented before or during the hearing on this  
3 Motion.

4 Date: September 25, 2007

COOKE KOBREICK & WU LLP

5 /s/  
6 By \_\_\_\_\_  
7 CHRISTOPHER COOKE  
8 Attorneys for Plaintiff  
VIOLETTA ETTARE  
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